

MEETINGS TO DATE 5
NO. OF REGULARS 4
NO. OF SPECIALS 1

LANCASTER, NEW YORK
FEBRUARY 22, 1988

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 22nd day of February 1988, at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD J. SHERWOOD, TOWN ATTORNEY
ROBERT LABENSKI, TOWN ENGINEER
THOMAS E. FOWLER, CHIEF OF POLICE
JEFFREY H. SIMME, ASST. BUILDING INSPECTOR
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
MALCOLM J. FRANCIS, JR., ASSESSOR

BID OPENING SCHEDULED FOR 8:05 P.M.:

At 8:10 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster Recreation Department sporting and athletic equipment.

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:10 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDERS

BSN Corp.
P.O. Box 7726
Dallas, Texas 75209

Ruby's Sporting Goods Store
853-857 Clinton Ave. S.
Rochester, New York 14620

Laux Sporting Goods
26 Pineview Dr.
Audubon Industrial Park
N. Tonawanda, New York 14120

Sportmaster
P.O. Box 5000
Pittsburgh, Pennsylvania 15206

BID OPENING SCHEDULED FOR 8:05 P.M. CONT'D.:

Jim Ludtka Sporting Goods Inc.
3383 Harlem Road
Cheektowaga, New York 14225

U.S. Games
P.O. Box 117028
Carrollton, Texas 75011-7028

Passon's Sports
P. O. Box 49
Jenkintown, Pennsylvania 19046

Southtown Sports Inc.
180 Buffalo Street
Hamburg, New York 14075

Cerrone Ent., Inc.
2265 Geo. Urban Blvd.
Depew, New York 14043

Morley Athletic Supply Inc.
208 Division Street
Amsterdam, New York 12010

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Recreation Director of the Town of Lancaster for examination, tabulation and recommendation.

BID OPENING SCHEDULED FOR 8:15 P.M.:

At 8:20 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster trees for the 1988 Tree Planting Program.

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:20 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDERS

Dan Majeski Nurseries & Garden
Center, Inc.
P. O. Box 674
West Seneca, N.Y. 14224-0674

Valley View Nurseries, Inc.
6135 Webster Road
Orchard Park, New York 14127

Adam Construction Co.
361 Kohler Street
Tonawanda, New York 14150

Pine Ridge Nursery Inc.
7899 Hayes Hollow Road
Colden, New York 14033

Birch Grove Landscaping & Nursery Inc.
P. O. Box 117
East Aurora, New York 14052

Gleason's Nursery, Inc.
4780 Sheridan Drive
Williamsville, N.Y. 14221

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Chairman of the Tree Planting Committee for examination, tabulation and recommendation.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on February 1, 1988, as presented by the Town Clerk, be and
hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-MIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Receiver of Taxes, the Assessor and the Building Inspector of the Town of Lancaster, will each have need during the year 1988 to hire a temporary employee, and

WHEREAS, the Receiver of Taxes, the Assessor and the Building Inspector have agreed, by letter dated January 22, 1988, to coordinate and consolidate their needs for temporary employment so as to eliminate the potential of unemployment liability exposure to the Town,

NOW, THEREFORE, BE IT

RESOLVED, that the employment of **CARON GARCIA**, 36 Marky Street, Lancaster, New York, be and is hereby authorized as a seasonal temporary employee of the Receiver of Taxes, the Assessor and the Building Inspector, retroactive to January 1, 1988, during their peak seasons and during vacation absences as follows:

Receiver of Taxes for the first two weeks in February and the first two weeks in October at a rate of \$7.18 per hour and \$7.63 per hour respectively.

Assessor and Building Inspector on an alternating week basis from January 1 through June 30, excluding February 1 through February 15, at a rate of \$7.18 per hour.

Assessor and Building Inspector on an alternating week basis from July 1 through December 31, excluding October 1 through October 15, at a rate of \$7.63 per hour.

and,

BE IT FURTHER

RESOLVED, that based upon the Interdepartmental agreement, dated January 22, 1988, between the Receiver of Taxes, the Assessor and the Building Inspector, full regular employee benefits are hereby extended to said **CARON GARCIA**, including eligibility for vacation and sick benefits in accordance with the Personnel Rules of the Town of Lancaster as previously adopted, and

BE IT FURTHER

RESOLVED, that said **CARON GARCIA** can be shared with other departments of the Town of Lancaster as deemed advisable by the Receiver of Taxes, the Assessor and the Building Inspector.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-ANNUAL (P43-44)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted a proposal, dated February 4, 1988, for removal of street lighting on Cemetery Road, within Consolidated Lighting District No. 1 of the Town of Lancaster. These lights are in way of construction of new bridge, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended the said removal,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric and Gas Corporation be and is hereby authorized to make the following removal:

Cemetery Road

Remove 2-3200 lumen MV lamps 2 @ \$82.04 ea. = \$ 164.08
(P-50-1, 55-1, Line 521)

TOTAL ANNUAL DECREASE \$ 164.08

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-LGHTNG (P-3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, the cost of disposal of refuse and trash by the Town of Lancaster may exceed the sum of \$5,000.00, and

WHEREAS, pursuant to Section 103 of the General Municipal Law, the Town Board is obligated to proceed to public bid for such disposal,

NOW, THEREFORE, BE IT

RESOLVED, that bids will be received by this Town Board on the 7th day of March 1988, at 8:15 o'clock P.M., Local Time, for the purpose of furnishing a refuse dumping site in accordance with specifications on file in the Town Clerk's Office, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by the Town Law of the State of New York, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-B.O.-DUMP (P1)

LEGAL NOTICE

**TOWN OF LANCASTER
NOTICE TO BIDDERS
FOR FURNISHING OF REFUSE DUMP SITE**

NOTICE IS HEREBY GIVEN that sealed bids will be received by this Town Board up to 8:15 o'clock P.M., Local Time, on March 7, 1988, for furnishing of a refuse dumping site for the Town of Lancaster.

Specifications are on file with and may be obtained from the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

A Non-Collusive Bidding Certificate must accompany each bid.

The Town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: ROBERT P. THILL
Town Clerk**

February 22, 1988

File: R-B.O.-DUMP (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD, TO WIT:

WHEREAS, the Town of Lancaster Town Hall at 21 Central Avenue,
Lancaster, New York, was constructed in the year 1894 , and

WHEREAS, the Town of Lancaster has caused the renovation/restoration
of this building to preserve its historic nature, to wit: the Opera House on
the second and third floors of the building was restored to its original
condition and ambience and, subsequently, the first floor of the building was
similarly restored in a fashion to identify it with its period, and

WHEREAS, the Town Board of the Town of Lancaster desires to recognize
the historical significance of the aforementioned Town Hall, and

WHEREAS, the Town Hall is situate in an area of the Village of
Lancaster which has been designated by the Village as an Historical Preservation
District,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
designates the Town of Lancaster Town Hall at 21 Central Avenue, Lancaster
New York, as an "HISTORIC BUILDING" to promote the identification of the
building as a significant preserved structure in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated February 18, 1988, has requested the confirmation of two new members duly elected to the membership of the Twin District Volunteer Fire Company, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership of the Twin District Volunteer Fire Company, Inc. of the following individuals:

ADDITION

Ronald Rozler
618 Lake Avenue
Lancaster, New York 14086

OUT OF DISTRICT ADDITION

Lori Ann Reid
5047 Broadway
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

FILE: R-FIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Lancaster Volunteer Ambulance Corps, by letter dated
February 17, 1988, has recommended the appointment of a certain individuals
to the membership of said Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions be made to the membership
of the Lancaster Volunteer Ambulance Corps:

Hope S. Fagant
35 W. Drullard Avenue
Lancaster, New York 14086

Barbara Komendat
514 Hall Road
Elma, New York 14059

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-LVAC

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Chief of Police of the Town of Lancaster, by memorandum dated February 16, 1988, has recommended to the Chairman of the Public Safety Committee of the Town Board of the Town of Lancaster, the appointment of DONALD V. LYNCH, presently a Village of Lancaster Police Officer,

NOW, THEREFORE, BE IT

RESOLVED, that DONALD V. LYNCH, 44 Wilma Drive Lancaster, New York, be and is hereby appointed to the position of Police Officer in the service of the Police Department of the Town of Lancaster, effective February 29, 1988, at an annual salary of \$29,153.00, and

BE IT FURTHER

RESOLVED, Officer Lynch will start at full salary for the position. With respect to vacations, he will have one week after one year, and after the second year will have vacation in accordance with the police contract provisions, taking into account all time served as a police officer, and

BE IT FURTHER

RESOLVED, he will be treated as a new employee for sick leave purposes and for seniority purposes.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-PERS-APPT (P5)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town of Lancaster has allocated certain Community
Development Funds for the Penora Street Neighborhood Improvement Project, and

WHEREAS, additional materials are required for completion of said
project, and

WHEREAS, surplus funds are available from the 1985-86 Project Year-
Glendale/Parkdale Sidewalks, Phase II;

NOW, THEREFORE, BE IT

RESOLVED, that the necessary funds for the completion of the Penora
Street Neighborhood Improvement Project be transferred as follows:

<u>From</u>	<u>To</u>	<u>Amount</u>
Project No. 100085, S.O. 485 1985-86 Project Year Glendale/Parkdale Sidewalks, Phase II	Project No. 100085, S.O. 482 1985-86 Project Year Drainage Improvements (Ditch D-1)	\$1,095.19

The question of the adoption of the following resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Recreation Department has need to hire a part-time,
year-round laborer, and

WHEREAS, the Buildings and Maintenance Department has need to
hire a part-time, year-round laborer, and

WHEREAS, the Recreation Department and the Buildings and
Maintenance Department have agreed to coordinate their employment needs for
a laborer so as to reduce or eliminate the potential unemployment exposure
to the Town,

NOW, THEREFORE, BE IT

RESOLVED, that ROBERT J. GIROUX, 154 Penora Street, Depew, New
York 14043, be and is hereby appointed to the permanent position of Laborer
in the service of the Recreation Department and the Buildings and
Maintenance Department of the Town of Lancaster, to be shared by those
respective departments as follows:

Buildings and Maintenance - During the months of January,
February, March, September, October, November and December -
1 1/2 hours per day at 80% of Laborer's rate (full \$10.43) or
\$8.34 per hour.

Recreation Department - During the months of January, February,
March, September, October, November and December - 6 1/2 hours
per day at 80% of Laborer's rate (full \$10.43) or \$8.34 per hour.

Recreation Department - During the months of April, May, June,
July and August - 8 hours per day at 80% of Laborer's rate (full
\$10.43) or \$8.34 per hour.

and,

BE IT FURTHER

RESOLVED, that based upon this Interdepartmental agreement
between the the Recreation Department and the Buildings and Maintenance
Department, full regular employee benefits are hereby extended to said
ROBERT J. GIROUX, including eligibility for vacation and sick benefits in
accordance with the Personnel Rules of the Town of Lancaster as previously
adopted, and

BE IT FURTHER

RESOLVED, that this appointment be and is hereby effective retroactive to February 3, 1988 with future wage rates to be determined based upon a full laborer's hourly rate in accordance with the following wage step percentages and dates:

85% Step - August 3, 1988

90% Step - February 3, 1989

95% Step - August 3, ~~1990~~ 1989

100% Step - February 3, ~~1991~~ 1990

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: PERS-APPT (P6 & 7)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, it is in the public interest to increase the membership
of the Lancaster Industrial Development Agency to insure a quorum at its
meetings, and

WHEREAS, General Municipal Law §856(B)(2) provides for the appoint-
ment of members to an Industrial Development Agency,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That LEO N. WEIMER and JOSEPH R. BARNHARDT are reconfirmed as
members to the Lancaster Industrial Development Agency;

2. That the following persons are appointed as Members and Chairman
to the Lancaster Industrial Development Agency;

STANLEY JAY KEYSA - Chairman

HOWARD A. BENZEL - Member

DONALD E. KWAK - Member

The term of office of the above members shall be at the pleasure of
the Town Board of the Town of Lancaster and until a successor member is
appointed and has qualified.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of these Building Permits be and are
hereby authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
21	All-Craft Inc.	17 Plumb Creek Tr.	ER. SIN. DWLG, GARAGE, FIREPLACE
22	L.P.R.C. Unlimited	340 Harris Hill Rd.	ALT., EXT. SIN. DLWG, OFF. BLDG.
23	Mary Antoinette Enter.	2 Old School House Rd.	ER. SIN. DWLG, GARAGE
24	Ken Benson	124 Pavement Rd.	ALT. DWLG
25	Ted Lambert	526 Harris Hill Rd.	ER. CHIMNEY
26	Custom Homes by Walter	27 Plumb Creek Tr.	ER. SIN. DWLG, GARAGE
27	Donato Development	1117 Penora St.	ER. SIN. DWLG, GARAGE
28	Custom Homes by Walter	5627 William St.	ER. SIN. DWLG, GARAGE
29	Marrano/Marc Equity	38 Greenbriar	ER. SIN. DWLG
30	Marrano/Marc Equity	8 Oakwood Com.	ER. SIN. DWLG
31	Marrano/Marc Equity	31 Greenbriar	ER. SIN. DWLG
32	Marrano/Marc Equity	11 Oakwood Com.	ER. SIN. DWLG
33	Marrano/Marc Equity	29 Greenbriar	ER. SIN. DWLG
34	Donato Development	1119 Penora St.	ER. SIN. DWLG, GARAGE
35	Donato Development	1115 Penora St.	ER. SIN. DWLG, GARAGE

and,

BE IT FURTHER

RESOLVED, that Building Permit Application No. 28 be and is hereby
approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the following building permits herein approved, are
approved with the condition that a roadside drainage pipe, along Penora
Street, be installed by the property owner in a diameter approved by the
Building Inspector:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>
27	Donato Development	1117 Penora Street
34	Donato Development	1119 Penora Street
35	Donato Development	1115 Penora Street

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-BLDG

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 513 to Claim No. 794 Inclusive.

Total amount hereby authorized to be paid:

\$410,903.71

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

February 22, 1988

File: R-CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA, WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD, TO WIT:

WHEREAS, Almighty God, in His Infinite wisdom, has removed from our midst, RICHARD N. THOMSON, in whose death we have lost a sincere and loyal friend, his community a valued and respected citizen and his family a kind and devoted member, and

WHEREAS, during the period of years we were privileged to know him, he was a true and faithful citizen and by his constant devotion to the best interests of our community and his fellowmen endeared himself to his host of friends; and

WHEREAS, we shall miss his pleasant companionship and good fellowship, his wise counsel and worthy participation in our activities,

NOW, THEREFORE, BE IT

RESOLVED, that we mourn deeply the passing of our worthy and beloved friend and extend this expression of heartfelt sympathy to his family in this their sad bereavement, confident in the knowledge that having reached the end of his earthly journey, he has received his eternal and glorified reward in Heaven, having heard the consoling words of the Master, "Well done, thou good and faithful servant!"

LANCASTER TOWN BOARD

Stanley J. Keysa, Supervisor

Ronald A. Czapla, Councilman

Donald E. Kwak, Councilman

Robert H. Glza, Councilman

John T. Miller, Councilman

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has duly advertised for bids for furnishing to the Town of Lancaster the necessary trees for the 1988 Tree Planting Program in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened February 22, 1988, and

WHEREAS, GLEASON'S NURSERY, INC., 4780 Sheridan Drive, Williamsville, New York 14221, has submitted the lowest responsible bid in the amount of \$24,084.30 for furnishing said trees to the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the low bid of GLEASON'S NURSERY, 4780 Sheridan Drive, Williamsville, New York 14221, in the amount of \$24,084.30, being the lowest responsible bid in conformance with the specifications relating thereto, be and hereby is accepted, and

BE IT FURTHER

RESOLVED, that the Chairman of the Tree Planting Committee of the Town Board of the Town of Lancaster be and is hereby authorized to place orders with GLEASON'S NURSERY, INC., for those trees which the Town of Lancaster needs for its 1988 Tree Planting Program.

The Question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES	COUNCILMAN KWAK	VOTED YES
COUNCILMAN GIZA	VOTED YES	COUNCILMAN MILLER
SUPERVISOR KEYS		VOTED YES

The resolution was thereupon unanimously adopted.

February 22, 1988

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - School Property for Country View East
On January 27, 1988, the Town Attorney wrote to Marrano/Marc Equity and informed them that the Town Board expects this detention basin to be constructed by them this year.
2. Public Improvement Permit Authorization - Country View East Subdivision, Phase I (Marrano/Marc Equity).
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1988.
3. Public Improvement Permit Authorization - Country View East Subdivision, Phase II and Phase III (Marrano/Marc Equity).
This item remains under unfinished business until a retention basin is constructed on the Lancaster Sr. High School property.
4. Public Improvement Permit Authorization - Country View East Subdivision, Phase IV (Marrano/Marc Equity).
This item remains under unfinished business until P.I.P. No. 109 (street lighting) is accepted and a retention basin is constructed on the Lancaster Sr. High School property.
5. Public Improvement Permit Authorization - Countryside Subdivision, Phase II (Josela Enterprises)
This item remains under unfinished business until P.I.P. No. 102 (street lights) is accepted by the Town of Lancaster.
6. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase I (Marrano/Marc Equity)
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
7. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase II (Marrano/Marc Equity)
This item remains under unfinished business until P.I.P. No. 108 (street lighting) is accepted by the Town Board.
8. Public Improvement Permit Authorization - Indian Pine Village (Fischione Const., Inc.)
On August 10, 1987, the Town Clerk was authorized to issue P.I.P. Nos. 122 (street lighting), 123 (sidewalk) and 125 (storm sewer). On September 8, 1987, the Town Clerk was authorized to issue P.I.P. No. 128 (Detention Basin). On December 21, 1987 the Town Board accepted P.I.P. No. 124 (pavement & curbs), and 125 (water lines).
9. Public Improvement Permit Authorization - Lancaster Commerce Center (Gelert Development)
The Town Board authorized issuance of P.I.P. Nos. 79 (water main) and 80 (retention basin) on June 6, 1983.
10. Public Improvement Permit Authorization - Plumb Estates (Galasso)
The item remains under unfinished business until P.I.P. No. 127 (detention basin) and P.I.P. No. 114 (street lighting) is accepted by the Town Board.
11. Public Improvement Permit Authorization - Plumb Estates South, Phase I (Galasso)
The Town Board authorized issuance of P.I.P. Nos. 116 (pavement and curbs), 117 (storm sewer), and 118 (water line) on August 11, 1987.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D:

12. Public Improvement Permit Authorization - Plumb Estates South, Phase II (Gallasso)
The Town Board authorized issuance of P.I.P. Nos. 119 (pavement and curbs), 120 (water line), and 121 (storm sewer) on August 11, 1987.
13. Public Improvement Permit Authorization - Warnerview Estates (Donato)
The Town Board authorized issuance of P.I.P. Nos. 129 (detention basin), 130 (water line), 131 (pavement and curbs), and 132 (storm sewer) on December 21, 1987.
14. Rezone Petition - Cardinal Industries
On February 10, 1988, this matter was referred to the Planning Board for review and recommendation. On February 18, 1988, the Planning Board recommended approval of this rezone.
15. Rezone Petition - Pine Hill Concrete Corp.
On February 17, 1988, this matter was referred to the Planning Board for review and recommendation.
16. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redlein Dr.)
On November 6, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.
17. Subdivision Approval - The Meadows Subdivision (Giallanza - Aurora)
On September 3, 1986, the Planning Board recommended to the Town Board approval of this proposed subdivision. On September 26, 1986, the Planning Board rescinded their recommendation for approval of the preliminary plot previously adopted on September 3, 1986.
18. Traffic Study - Speed Reduction, Peppermint Road
On March 16, 1987, this matter was referred to the Police and Safety Committee and to the Police Chief for investigation and recommendation.
19. Zoning Ordinance and Map Update
On June 15, 1983, Consultant Richard Brox conveyed a draft to the Town Board and Planning Board. Numerous joint sessions have been held to resolve areas of concern. SEQR review, on the ordinance only, was held on July 18, 1984. The proposed map has not been subjected to SEQR review.

PERSON ADDRESSING TOWN BOARD:

Gloria Kubicki, 15 Maple Drive, Bowmansville, N.Y., spoke to the Town Board relative to the operation of the county wide re-assessment program and the role of the New York State Equalization Board in the assessing process.

Eric Nuwer, 180 Peppermint Road asked about the present status of his request for a lower speed limit on Peppermint Road. Chief Fowler informed the Board that his report will be in for the next Town Board Meeting.

Chief Fowler recommended to the Board that, should the Town Board decide to allow the Village of Lancaster Board and Court to use the Lancaster Town Hall during the renovation of the Village Hall, that strict security measures be set forth in the use agreement.

COMMUNICATIONS:DISPOSITION

92. LVAC to Town Clerk - List of officers for 1988.	R & F
93. State Municipal Accounting Systems to Supervisor - Federal tax provisons re: excise taxes on gasoline and diesel fuel.	R & F
94. John W. Mason to Supervisor - Comments re: storage of boats and trailers regulations.	PUBLIC SAFETY COMM.
95. Historical Society to Supervisor - Request use of Town property to hold a fund raiser from 5/210-21/88.	SUPERVISOR
96. LVAC to Supervisor - List of officers for 1988.	R & F
97. Karen Schanne to Town Board - Request one year leave of absence.	TOWN CLERK
98. Donald Gallo, Conslt. Engineer to Supervisor - Recommendation of Town pool bld awards to Beauty Pools.	R & F
99. County Sewer Const. Grants Adm. to N.Y.S. Dept. of Environ. Conservation - Transmittal of engineering contract amendments re: sewer project.	R & F
100. County Water Authority to Town Attorney - Notice of sufficient capacity to provide potable water re: Lancaster Commerce Center.	TOWN ATTORNEY
101. Fischlone Const. Co., Inc. - Request withdrawal of rezone petition.	R & F
102. DCO to Town Board - Monthly report for January 1988.	R & F
103. Town Clerk to Supervisor - Monthly report for January 1988.	R & F
104. Boston Town Clerk to County Officials - Resolution adopted on 2/3/88 re: distribution of additional 1% sales tax to Towns.	R & F
105. Highway Supt. to Town Board - Request bid opening for refuse dumping site.	R & F
106. Town Attorney to Town Board - Determination re: Town Pool renovation bid award.	R & F
107. NYSEG to Town Board - Street lighting proposal for Cemetery Rd.	R & F
108. Patterson-Stevens, Inc. to Twon Attorney - Protesting bid award re: Town Pool renovation.	R & F TOWN ATTORNEY
109. Cynthia Fraclemont to Supervisor - Complaint re: mailing address.	PUBLIC SAFETY COMM.
110. Sen. Volker to NYSDOT - Expression of support re: concept of North/ South corridor joining Town with Thruway.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

111. Senate Local Gov't Committee and Senate Comm. on Cities to Supervisor - Notice of meetings to be held re: Governor's aid to localities budget proposal on real property taxes.	<u>SUPERVISOR</u> _____ _____ _____ _____
112. Daniel Gasiewicz to Supervisor - Letter of apology and comments re: snow plowing and parking ticket issuance.	<u>R & F</u> _____ _____
113. NYSDOT to Jos. Trzybinski - Notice of traffic engineering investigation re: Installation of signs on Route 20 identifying hamlet of Town Line.	<u>R & F</u> _____ _____ _____
114. Belmont Shelter Corp. to Supervisor - Expression of appreciation re: partial tax abatement for Colonial Meadows.	<u>R & F</u> _____ _____
115. <u>Safety News</u> - Information re: SARA (Superfund Amendments and Reauthorization Act of 1986).	<u>R & F</u> _____ _____
116. Town Clerk to Planning Board Chair. - Rezone petition of Cardinal Industries.	<u>R & F</u> _____ _____
117. Town Attorney to Patterson-Stevens, Inc. - Reply to letter protesting bid award re: Town pool renovation.	<u>R & F</u> _____ _____
118. Association of Towns to Supervisor - Comments re: the Association.	<u>R & F</u> _____ _____
119. County Line Stone Co., Inc. to Supervisor - Request contact be made with the NYSDOT re: design and rebuilding of Walden Ave. Bridge.	<u>SUPERVISOR</u> _____ _____ _____
120. County Executive to NFT Committee - Support of north-south corridor study in Town.	<u>R & F</u> _____ _____
121. Sen. Volker to Town Clerk - Comments and correspondence re: support of north-south corridor study.	<u>R & F</u> _____ _____
122. Planning Board to Town Board - Recommendation of approval of Cardinal Industries rezone petition.	<u>TOWN ATTORNEY FOR PUBLIC HEARING & SEQR</u> _____ _____
123. Planning Board to Town Board - Minutes from meeting held 2/3/88.	<u>R & F</u> _____ _____
124. Twin Dist. V.F.C. to Town Clerk - Recommendation of two members to active roster.	<u>R & F</u> _____ _____
125. Planning Board to Town Board - Minutes from meeting held 2/17/88.	<u>R & F</u> _____ _____
126. Highway Supt. to Town Board - Statement that Agreement to Send Highway Funds will stay as originally submitted.	<u>HIGHWAY COMMITTEE</u> _____ _____
127. Police Chief to Town Attorney and Town Clerk - Request resolution appointing Donald V. Lynch to position of police officer effective 2/29/88.	<u>R & F</u> _____ _____ _____

COMMUNICATIONS CONT'D.:DISPOSITION

128. LVAC to Town Board - Recommendation of two members to active roster.	<u>R & F</u>
129. Town Clerk to Planning Board Chairman - Rezone petition of Pine Hill Concrete Mix Corp.	<u>R & F</u>
130. N.Y.S. Div. of Equalization and Assessment to Supervisor - Comments re: final report on the quality and uniformity of assessing.	<u>R & F</u>
131. Lancaster Village Mayor to Town Board - Schedule of Court and Village Board meetings re: use of Town Council Chambers.	<u>BUILDING COMMITTEE</u>
132. NYSDOT to Supervisor - Comments re: Cemetery Rd. grade crossing project.	<u>R & F</u>
133. Town Engineer to Town Board - Recommendation that bids for fuel tank removal be rejected.	<u>R & F</u> <u>TOWN ATTORNEY</u>
134. Police Chief to Daniel F. Gasiewicz - Explanation of policy re: vehicle and traffic law violations with respect to No Parking Zones and comments re: plow crews.	<u>R & F</u>
135. Sen. D'Amato to Supervisor - Notice of inability to take direct action re: proposed north/south corridor in Town.	<u>R & F</u>
136. N.Y.S. Dept. of Motor Vehicles to Town Clerk - Comments re: new temporary special vehicle identification parking permits.	<u>TOWN CLERK</u>
137. N.Y.S. Dept. of Motor Vehicles to Supervisor - Comments re: enforcement of violations involving off-street parking spaces for the disabled.	<u>R & F</u> <u>BUILDING INSPECTOR</u> <u>PLANNING BOARD</u>
138. Planning Board to Town Board - Comments re: "The Meadows" Subdivision.	<u>R & F</u>
139. Lovell <u>SAFETY NEWS</u> - "State Required to Adopt OSHA Hazard Communication Standard".	<u>R & F</u> <u>TOWN ATTORNEY</u>
140. Supervisor to Cynthia Franclemont - Response re: house numbering problem on Town Line Rd.	<u>PUBLIC SAFETY</u> <u>COMMITTEE</u>
141. Supervisor to Four Fire Chiefs, Building Inspector and Highway Supt. - Comments re: hydrants.	<u>R & F</u>
142. Supervisor to Recreation Dir. - Comments re: proposed Cayuga Heights playground.	<u>RECREATION COMMITTEE</u> <u>DRAINAGE COMMITTEE</u>
143. Supervisor to Belmont Shelter Corp. - Comments re: proposed projects	<u>R & F</u>
144. Supervisor to County Chief Tax Clerk - Request comments on tax bills and tax warrants.	<u>R & F</u>

COMMUNICATIONS CONT'D.:DISPOSITION

- | | |
|---|--|
| 145. Supervisor to Town Board -
Request CD project transfer. | R & F

_____ |
| 146. Supervisor to NYSDOT -
Comments re: Installation of signs
Identifying the hamlet of Town Line. | R & F

_____ |
| 147. Barbara A. Murie to Town Board -
Request lowering of speed limit on Ransom Rd.
between Simme and Hall Rd. | PUBLIC SAFETY
COMMITTEE

_____ |
| Supervisor Keysa requested a suspension of the necessary rule for
immediate consideration of the following communications -
SUSPENSION GRANTED. | |
| 148. Mayor of Lancaster to Supervisor -
Re: Letter of 2/1/88 on Milton Dr. Flooding. | SUPERVISOR

_____ |
| 149. Town Assessor to Supervisor -
Re: Association of Towns | R & F

_____ |
| 150. W.N.Y. Safetec Advisory Group, Inc. to Supervisor -
Overview of hazardous materials training. | SUPERVISOR

_____ |
| 151. Association of Erie County Governments to
Supervisor -
February Meeting on 2/25/88. | R & F

_____ |

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 10:10 P.M. out of respect to:

AMELIA M. ARCADI

ELMER HAAF

RAYMOND J. HORN

MATTHEW KOZIEL

DANIEL R. RYDLEWSKI, SR.

ANNA SERGI

NANCY DeFRIES

SIGNED

Robert P. Thill

Robert P. Thill, Town Clerk